

9. Holmbeck

Private TSD -  
- Non Transfer of HW  
- Closed TSD



State of New Jersey  
DEPARTMENT OF ENVIRONMENTAL PROTECTION

DIVISION OF WASTE MANAGEMENT  
32 E. Hanover St., CN 028, Trenton, N.J. 08625

JACK STANTON  
DIRECTOR

LINO F. PEREIRA  
DEPUTY DIRECTOR

December 12, 1983

Mr. Peter A. Leonardis, District Manager  
Browning-Ferris Industries, Inc.  
714 Division Street  
Elizabeth, NJ 07207

RE: Delisting of Browning-Ferris Industries, Inc. as a Hazardous Waste Facility, EPA ID NO. NJD058117979

Dear Mr. Leonardis:

The Bureau of Hazardous Waste Engineering has reviewed your request, which is contained in your letter dated October 21, 1983, that Browning-Ferris Industries Elizabeth Transfer Station be removed by both EPA and NJDEP from the list of interim status TSD facilities. The reason given for the delisting request was that cleaning and decontamination activities were carried out at the referenced facility during December 1982 after all operations had ceased the previous month.

The cleaning and decontamination procedures in effect became a closure plan for the facility. You certified in your letter of October 21, 1983 that the BFI Elizabeth Transfer Station was closed in accordance with the decontamination procedures. Also, a report by M. Disko Associates, Consulting Engineers certified that the closure plan for the referenced facility was performed as presented in your letter.

Therefore, this Bureau has determined that your company's hazardous waste treatment, storage or disposal facility as delineated in the company's RCRA Part A application and identified by EPA ID NO. NJD058117979 has been excluded from regulation under N.J.A.C. 7:26-1.1 et seq. because your facility no longer handles hazardous waste at the site and has closed the BFI Elizabeth Transfer Station according to a DEP approved closure plan.

This written acknowledgement of the exclusion of the above identified facility from N.J.A.C. 7:26-1 et seq. is based expressly on the review of the aforementioned correspondence. This letter makes no claim as to the extent and physical condition of the actual hazardous waste activities occurring at the site mentioned above. To operate a hazardous waste facility without prior approval from the DEP is a violation of the Solid Waste Management Act N.J.S.A. 13:1E-1 et seq.

MAILED  
DEC 13 1 37 PM '83  
ENVIRONMENTAL PROTECTION  
AGENCY  
NEW YORK, N.Y. 10008

GA  
Hudson  
4/10/84  
C119-3  
C303-1

Mr. Peter A. Leonardis

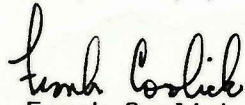
-2-

December 12, 1983

As a result of the conclusions previously made, this Bureau is of the opinion that the Notice of Violation: Failure to Establish Financial Assurance for Closure and Post-Closure and to Demonstrate Financial Responsibility for Claims dated August 31, 1983 and signed by Mr. Daid Shotwell has been satisfactorily complied with.

If you have any further questions on this matter, please contact Mr. Benjamin Esterman of my staff at (609) 984-4061.

Very truly yours,



Frank Coolick, Chief  
Bureau of Hazardous Waste Engineering

EP14/ch

c: Joel Golumbek, USEPA ✓

Dave Shotwell, DWM



24 FEB 1981

Mr. Peter Leonardis, District Manager  
BFI of Elizabeth, New Jersey, Incorporated  
P.O. Box 508  
Elizabeth, New Jersey 07207

Subject: Acknowledgement of Application for a Hazardous Waste Permit

Dear Mr. Leonardis:

This is to acknowledge that the Environmental Protection Agency has received:  
(1) A notification pursuant to Section 3010 of the Resource Conservation and Recovery Act for the facility located at:

EPA I.D. Number-NJD058117979  
Facility Address-B.F.I. of Elizabeth, New Jersey, Incorporated  
714 Division Street  
Elizabeth, New Jersey 07207

and (2) Part A of a Hazardous Waste Permit Application for that facility, including a signed statement that the operation of the facility, or the construction, began prior to November 19, 1980. While the information provided by these submissions has not been fully reviewed for completeness or accuracy, EPA will accept this information as an initial qualification for interim status pursuant to Section 3005 of the Act. If after further review of this information, EPA determines that the owner or operator did not fulfill all the requirements for interim status, EPA may treat the owner or operator as not having qualified for interim status pursuant to that section and will advise the owner or operator of that determination. Facility owners and operators with interim status must comply with the standards set forth at 40 CFR Part 265 until a permit is issued. Interim status may be terminated if the owner or operator fails to furnish any additional information requested by EPA in order to process a permit application.

Yours truly,

Richard A. Baker  
Chief  
Permits Administration Branch  
Planning & Management Division

2PM-PA:Ruisi:X9880:vb:2/23/81

COPIES							
2PM-PA	2PM-PA						
Ruisi	Baker						
204	24181						



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

*Rec'd by 13 FEB 81*

REGION II

26 FEDERAL PLAZA

NEW YORK, NEW YORK 10278

February 9, 1981

*Check Atty:  
Arthur Robin  
Gus Speary*

NJD091852780

BROWNING FERRIS INDUSTRIES

1075 CENTRAL AVE  
CLARK

NJ 07066

Dear Sir:

The United States Environmental Protection Agency (EPA) regulates the handling of hazardous wastes under the Resource Conservation and Recovery Act (RCRA) 42 U.S.C. §6901 et seq. Under Section 3010 of RCRA, 42 U.S.C. §6930, parties handling certain quantities of hazardous wastes (these wastes are characterized and listed in regulations which were published in the Federal Register of May 19, 1980, 45 FR 33084 et seq. and July 16, 1980, 45 FR 47832 et seq.) are required to notify EPA of their activities. Facilities handling wastes defined by the May 19, 1980 regulations were required to notify by August 18, 1980. Facilities handling wastes defined by the July 16, 1980 regulations were required to notify by October 14, 1980. We have not yet received a notification from you or your company.

Section 3007 of RCRA, 42 U.S.C. §6927, allows EPA to request certain information of parties who handle hazardous wastes. Based upon information available to this Agency, we believe that you or your company handles such hazardous wastes. Therefore, in order to determine the extent of your hazardous waste activity, and to determine whether you should have notified EPA pursuant to §3010, we require that you answer the questions posed below. Your reply should be completed and signed by a responsible official of your firm and returned to us within 21 days of the date of this letter. If you have already notified EPA of your hazardous waste activity, please respond, indicating your prior notification and listing your EPA Identification Number, if available.

Please answer the following questions:

- 1) Do you handle any "hazardous wastes," as this term is defined in RCRA and the regulations promulgated under RCRA (regulations published in the Federal Register on May 19, 1980; July 16, 1980; October 30, 1980; November 12, 1980; November 17, 1980 and November 25, 1980)?
- 2) If you do handle such wastes, what is the greatest quantity of hazardous wastes that you handle in any one month?
- 3) If you do handle any hazardous wastes, please identify them by type, characteristics, components, or by the process that produces these wastes.
- 4) How do you handle these wastes (i.e. do you generate, transport, treat, store or dispose of them)?

*PA/B*  
MAR 13 3 37 PM '81  
ENVIRONMENTAL PROTECTION AGENCY  
NEW YORK, N.Y. 10007



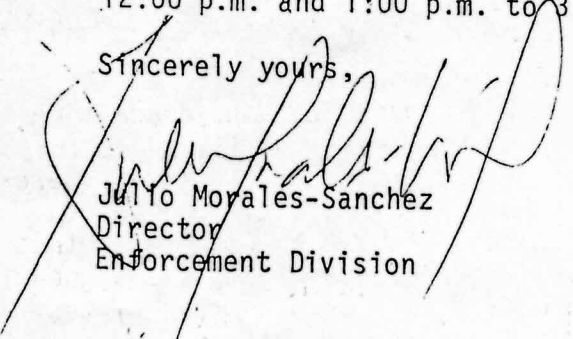
Your response to this letter should be sent to:

Permits Administration Branch  
U.S. Environmental Protection Branch  
Region II  
26 Federal Plaza  
New York, New York 10278

Your ~~failure to respond to this letter~~ in a timely manner may subject you to the ~~initiation of enforcement action under~~ Section 3008 of RCRA, 42 U.S.C §6928. Such enforcement action may include the assessment of substantial penalties for continued non-compliance.

Your response to this letter ~~does not constitute notification under~~ RCRA. Such notification must be made by filling out EPA Form 8700-12. If you need this form, please request it with your response. If you have any questions on the contents of this letter or desire a notification package, please contact the EPA Permits Administration Branch of 26 Federal Plaza, New York, New York 10278. Telephone calls to (212) 264-7306 may be made between the hours of 10:00 a.m. to 12:00 p.m. and 1:00 p.m. to 3:00 p.m., Monday through Friday.

Sincerely yours,



Julio Morales-Sanchez  
Director  
Enforcement Division



State of New Jersey

DEPARTMENT OF ENVIRONMENTAL PROTECTION

DIVISION OF WASTE MANAGEMENT  
32 E. Hanover St., CN 028, Trenton, N.J. 08625

JACK STANTON  
DIRECTOR

08 DEC 1983

LINO F. PEREIRA  
DEPUTY DIRECTOR

Mr. Peter A. Leonardis, District Manager  
Browning-Ferris Industries, Inc.  
714 Division Street  
Elizabeth, NJ 07207

RE: Closure Plans for Elizabeth Transfer Station, Browning-Ferris Industries, Inc., Elizabeth, Union County, New Jersey,  
RCRA Facility No. NJD058227979, NJ Project No. CP-83-15

Dear Mr. Leonardis:

This letter is in response to your submittal dated October 21, 1983 in which you requested approval of closure plans for a hazardous waste transfer station located at:

714 Division Street  
Elizabeth, Union County, New Jersey

The New Jersey Department of Environmental Protection (NJDEP), on behalf of the United States Environmental Protection Agency (EPA), has reviewed the submitted closure plans and finds them in compliance with the criteria set forth in Subchapter 9 of N.J.A.C. 7:26 and Subpart G of 40 CFR Part 265, and is agreeable to your request.

Therefore, Browning-Ferris Industries, Inc. is hereby authorized to close the Elizabeth Transfer Station as stated in the closure plans, subject to the following conditions:

- 1) Clean by sandblasting all surfaces at the transfer station which may have come in contact with hazardous waste. These surfaces include the concrete deck, steel wall plates, and concrete or asphalt pavements at grade level.
- 2) Clean by sandblasting all steel containers that were used to transport or hold any hazardous wastes.
- 3) All sandblasting residue as well as any hazardous waste material removed from the transfer station and containers shall be collected and shipped off-site to an authorized disposal facility.



08 DEC 1983

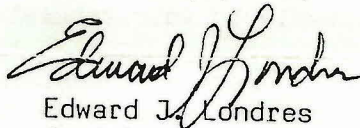
- 4) Any containers from which contaminants cannot be completely removed by sandblasting shall be taken away from the site to an authorized facility.
- 5) In order to assure that contaminants have been removed from all surfaces, representative samples of the surfaces shall be taken after cleaning and the following analyses performed on these samples:
  - a) Ignitability
  - b) Corrosivity, pH
  - c) Reactivity
  - d) EP Toxicity Test for Metals
  - e) EP Toxicity - Pesticides
  - f) EP Toxicity - Herbicides

All the testing must be performed by a New Jersey State Certified Testing Laboratory.

- 6) The owner or operator shall complete closure activities within 180 days of the date of this approval.
- 7) When closure is completed, the owner or operator shall submit to the NJDEP certification both by the owner or operator and by an independent registered professional engineer that the facility has been closed in accordance with the specifications in the approved closure plan.

Should you have any questions on this matter, please contact the Bureau of Hazardous Waste Engineering at (609) 292-9880.

Very truly yours,



Edward J. Londres  
Assistant Director  
Engineering

EP3/EP14/ch

c: Joel Golumbek, USEPA

(5)  
Name of Facility - BROWNING FERRIS Industries  
RCRA ID# - NJ D058117979  
Date of Inspection - 5/26/82  
Type of Inspection: Generator  
Name of EPA/State Inspector: Transporter TSD

Mike Nalbhone

Findings of Inspection: Company Addressed all regulations  
and is in compliance with RCRA requirements

Action(s) Taken:

None

Action(s) Recommended:

None

RECEIVED  
REGION II  
JUL 20 2 34 PM '82  
ENVIRONMENTAL PROTECTION  
AGENCY  
NEW YORK, N.Y. 10007





UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

RCRA TRANSPORTER INSPECTION CHECKLIST

Transporter Name: BFI EPA I.D.: NJD058117979  
Transporter Address: 714 Division St Driver: ELIZABETH N.J.

- |   | <u>Yes</u> | <u>No</u> |
|---|------------|-----------|
| 1. Does the transporter have an EPA I.D. number?  | (X)        | ( )       |
| 2. Is the transporter carrying hazardous waste?   | (X)        | ( )       |
| 3. Does the transporter have a manifest?  | (X)        | ( )       |
| 4. Does the manifest show the following information:  |            |           |
| a. Name, address, I.D. of generator   | (X)        | ( )       |
| b. Name, address, I.D. of transporter   | (X)        | ( )       |
| c. Name, address, I.D. of designated facility   | (X)        | ( )       |
| d. Name of alternative facility   | (X)        | ( )       |
| e. DOT waste description  | (X)        | ( )       |
| f. Quantity of waste-volume, weight, number of containers   | (X)        | ( )       |
| g. Signed certification statement   | (X)        | ( )       |
| 5. Does the manifest information confirm vehicle load?  | (X)        | ( )       |
| 6. Is the vehicle placarded for hazardous waste?  | (X)        | ( )       |
| 7. General comments:  |            |           |
| <u>THE BFI Company located at this site operates a transfer facility. This facility is registered with NJDEP and is inspected weekly.</u> |            |           |

Inspected by: Mike Hallone

Date: 5/26/82

RCRA GENERATOR INSPECTION FORM

COMPANY NAME: **BROWNIN FERRIS Industries**

I.D. NUMBER: **NJD 058117979**

714 Division St

COMPANY ADDRESS:

ELIZABETH NJ.

COMPANY CONTACT OR OFFICIAL:

Mark SwaneK

TITLE:

analyst

INSPECTOR'S NAME: **Mike Dallbone**

BRANCH/ORGANIZATION: **N.J.D.E.P**

CHECK IF FACILITY IS ALSO A TSD

FACILITY: ☒

DATE OF INSPECTION: **5/26/82**

YES NO DCN RCR

(1) Is there reason to believe that the facility has hazardous waste on site?

a. If yes, what leads you to believe it is hazardous waste? Check appropriate box:

☒ Company admits that its waste is hazardous during the inspection.

☒ Company admitted the waste is hazardous in its RCRA notification and/or Part A Permit Application.

☐ The waste material is listed in the regulations as a hazardous waste from a nonspecific source (§261.31)

☐ The waste material is listed in the regulations as a hazardous waste from a specific source (§261.32)

☐ The material or product is listed in the regulations as a discarded commercial chemical product (§261.33)

☐ EPA testing has shown characteristics of ignitability, corrosivity, reactivity or extraction procedure toxicity, or has revealed hazardous constituents (please attach analysis report)

☐ Company is unsure but there is reason to believe that waste materials are hazardous. (Explain)

PERMITS ADMIN. BRANCH  
REGION 2

JUL 20 2 35 PM '82

ENVIRONMENTAL PROTECTION  
AGENCY  
NEW YORK, N.Y. 10007



YES	NO	DON'T KNOW
-----	----	---------------

- b. Is there reason to believe that there are hazardous wastes on-site which the company claims are merely products or raw materials?

	X	
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Please explain:

- c. Identify the hazardous wastes that are on-site, and estimate approximate quantities of each.

- d. Describe the activities that result in the generation of hazardous waste.

ALL material entering the site is generated by other customers or companies. Certain waste is generated thru Housekeeping procedures.

- (2) Is hazardous waste stored on site?

X		
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- a. What is the longest period that it has been accumulated?

10 days MAXIMUM usually due to bad weather

- b. Is the date when drums were placed in storage marked on each drum?

N/A  
NO DRUMS containing Hazardous waste ARE handled on site. This is because of N.J.D.E.P TOA

- (3) Has hazardous waste been shipped from this facility since November 19, 1980?

X		
---	--	--

- a. If "yes," approximately how many shipments were made?

654 shipments

- (4) Approximately how many hazardous waste shipments off site have been made since November 19, 1980?

654 shipments

- a. Does it appear from the available information that there is a manifest copy available for each hazardous waste shipment that has been made?

X		
---	--	--

- b. If "no" or "don't know," please elaborate.

	<u>YES</u>	<u>NO</u>	<u>DON'T KNOW</u>
c. Does each manifest (or a representative sample) have the following information?			
- a manifest document number	<u>X</u>	—	—
- the generator's name, mailing address, telephone number, and EPA identification number	<u>X</u>	—	—
- the name, and EPA identification number of each transporter	<u>X</u>	—	—
- the name, address and EPA identification number of the designated facility and an alternate facility, if any:	<u>X</u>	—	—
- a description of the wastes (DOT)	<u>X</u>	—	—
- the total quantity of each hazardous waste by units of weight or volume, and the type and number of containers as loaded into or onto the transport vehicle	<u>X</u>	—	—
- a certification that the materials are properly classified, described, packaged, marked, and labeled, and are in proper condition for transportation under regulations of the Department of Transportation and the EPA	<u>X</u>	—	—
(5) Were there any hazardous wastes stored on site at the time of the inspection?	—	<u>X</u>	—
a. If "yes," do they appear properly packaged (if in containers) or, if in tanks, are the tanks secure?	—	<u>X</u>	—
b. If not properly packaged or in secure tanks, please explain.			
<p><i>Roll off containers on site are</i></p>			
c. Are containers clearly marked and labeled?	<i>labeled accordingly VIA EPA HWDEP Regs. X</i>		
d. Do any containers appear to be leaking?	—		
e. If "yes," approximately how many?	—		



(6) Has the generator submitted an annual report to EPA covering the previous calendar year?

a. How do you know?

(observed copy original)

sent in to NJDEP  
Trenton office

(7) Has the generator received signed copies (from the TSD facility) of all manifests for wastes shipped off site more than 35 days ago?

a. If "no," have Exception Reports been submitted to EPA covering these shipments?

(8) General comments.

Company addressed all regulations and is in compliance with RCRA requirements

BFI accepts a Hazardous waste load usually by BFI trucking or Merola trucking in Brickton. The load is brought to 714 Division St in Elizabeth to transfer the material and to confirm load before it goes out to BFI Solley Rhodes in Glenburney. Many loads (ultimate disposal site) Here the load is logged in, reinspected, analyzed for certain specific wastes allowed to come into the facility are:  
NON-ignitables  
NON-Free Flowing liquids  
waste loads between 5 and 12 pH  
NON-Reactive  
The effective date for this requirement is March 1, 1982.  
Semi solid to solid loads are only accepted

VOTE \* DRUMS are only accepted thru emergencies. ordinarily NONE are left.

HAZARDOUS WASTE FACILITY  
CERTIFICATE OF LIABILITY INSURANCE

NJD058117979

1. National Union Fire Insurance Company (the "Insurer"), of Pittsburgh, Pennsylvania hereby certifies that it has issued liability insurance covering bodily injury and property damage to Browning-Ferris Industries, Inc. ("the Insured"), of P.O. Box 3151, Houston, Texas 77253 in connection with the Insured's obligation to demonstrate financial responsibility under 40 CFR 264.147 or 265.147. The coverage applies at each facility identified on the attached schedule for sudden accidental occurrences for claims and suites brought in the United States. The limits of liability are \$1,000,000 each occurrence \$2,000,000 annual aggregate, exclusive of legal defense costs. The coverage is provided under policy number PRM 7063005, issued on October 1, 1985. The effective date of said policy is October 1, 1985 through October 1, 1986.

2. The Insurer further certifies the following with respect to the insurance described in Paragraph 1:

(a) Bankruptcy or insolvency of the Insured shall not relieve the Insurer of its obligations under the policy.

(b) The Insurer is liable for the payment of amounts within any deductible applicable to the policy, with a right of reimbursement by the insured for any such payment made by the Insurer. This provision does not apply with respect to that amount of any deductible for which coverage is demonstrated as specified in 40 CFR 264.147 (f) or 265.147 (f).

(c) Whenever requested by a Regional Administrator of the U.S. Environmental Protection Agency (EPA), the Insurer agrees to furnish to the Regional Administrator a signed duplicate original of the policy and all endorsements.

(d) Cancellation of the insurance, whether by the Insurer or the Insured, will be effective only upon written notice and only after the expiration of sixty (60) days after a copy of such written notice is received by the Regional Administrators of the EPA Regions in which the facilities are located.

(e) Any other termination of the insurance will be effective only upon written notice and only after the expiration of thirty (30) days after a copy of such written notice is received by the Regional Administrator of the EPA Regions in which the facilities are located.

I hereby certify that the wording of this instrument is identical to the wording specified in 40 CFR 264.151 (j) as such regulations was constituted on the date first above written, and that the Insurer is licensed to transact the business of insurance, or eligible to provide insurance as an excess or surplus lines insurer, in one or more States.

*R.S. Davis*

Robert S. Davis  
Vice President

National Union Fire of Pittsburgh, PA  
70 Pine Street, 3rd Floor  
New York, New York 10270

BRANCH  
GRANTS ADMINISTRATION  
80-41-11-12-10-11-11  
NEW YORK, N.Y.  
AGENCY REGION II  
ENVIRONMENTAL PROTECTION



**Browning-Ferris Industries**

**CHEMICAL SERVICES, INC.**

OCT 22 10 49 AM '82

ENVIRONMENTAL PROTECTION  
AGENCY  
NEW YORK, N.Y. 10007

ADMINISTRATIVE OFFICE  
714 DIVISION ST. / P. O. BOX 950  
ELIZABETH, N. J. 07207  
(201) 352-3987

October 19, 1982

*file*  
Environmental Protection Agency  
26 Federal Plaza  
Permits Administration Branch  
Room 432  
New York, NY 10278

*sent 10/26/82*  
Dear Sir:

On May 26th, 1982, Mr Michael Nalbene, a representative of the New Jersey Department of Environmental Protection, conducted a RCRA inspection of our hazardous waste transfer station.

I hereby formally request a copy of this inspection for my records.

The Browning-Ferris Industries Hazardous Waste Transfer Station's EPA identification number is NJD058117979.

Sincerely yours,

BROWNING-FERRIS INDUSTRIES

Mark Swaneck  
Chemist

cc: Curt Johnson  
Pete Leonardis

MS:jt





**Browning-Ferris Industries**  
CHEMICAL SERVICES, INC.

ADMINISTRATIVE OFFICE  
714 DIVISION ST. / P. O. BOX 950  
ELIZABETH, N. J. 07207  
(201) 352-3987

April 20, 1982

*BFI - Elizabeth;*

*NJD 058117979*

*cc P Flynn  
+ AHW-AF  
file*

United States EPA  
26 Federal Plaza  
Room 802  
New York, NY 20007

Attn: Mr. Barry Tarnick

RE: Asbestos Waste Pick-up  
EXXON, Bayway, NJ

Gentlemen:

On April 5, 1982, Browning-Ferris Industries picked up a 32 cu. yard container of asbestos waste from EXXON, Bayway New Jersey. The asbestos was wrapped in polyethylene bags, and was delivered to the Edgeboro landsite, New Jersey, for disposal on the same day.

The 32 cu. yard was 3/4 full.

Very truly yours,

  
James Stroin

JS/jm

cc: Tim McGuiness  
NJ-DEP

Div. of Environmental Quality  
Solid Waste Administration  
32 E. Hanover Street, Trenton, NJ 08625

*PAB*  
*APR 23 1 13 PM '82*  
ENVIRONMENTAL AGENCY  
NEW YORK, N.Y. 10001

*File  
Para A Submitted  
as confidential*

January 4, 1982

NJD058117979

Dr. Richard Baker  
US EPA Region II  
Permits Administration Branch  
Room 432 2PM-P A-H  
26 Federal Plaza  
New York, New York 10007

Dear Dr. Baker:

Browning-Ferris Industries Chemical Services, Inc. (U.S. EPA I.D. No. NJD 058117979) of 714 Division Street, Elizabeth, New Jersey 07207 (BFI) has not yet received a copy of the 1981 Facilities Annual Hazardous Waste Report form. Consequently, BFI requests an extension of the deadline for filing this report. I appreciate your attention in responding to this request.

Sincerely yours,

*Curtis J. Johnson*

Curtis J. Johnson  
Regional Compliance Manager

CJJ:jan

cc: Barbara Little  
Peter Leonardis

PERMITS ADMIN. BRANCH  
REGION II  
JAN 13 10 44 AM '83  
ENVIRONMENTAL PROTECTION  
AGENCY  
NEW YORK, N.Y. 10007

II-81-34



**Browning-Ferris Industries**  
CHEMICAL SERVICES, INC.

20 MAY 1981

ADMINISTRATIVE OFFICE  
714 DIVISION ST. / P. O. BOX 950  
ELIZABETH, N.J. 07207  
(201) 352-3987

May 18, 1981

*may 22 1981*  
*Spoke to Mr. Goodkin*

*note does not*  
*fall under RCRA*

*needs not to meet*

*state requirements*

John Stefleck, General Manager  
Burry - L.U. Inc.  
963 Newark Avenue  
Elizabeth NJ 07208

re: E.P.A. Identification Number

Dear Mr. Stefleck:

NJD058117979

On April 9, 1981 we received a shipment from Burry - L.U. Inc., of a mix of sand, fuel and water under N.J. Manifest # NJ0025521 and under BFI approval # 12984. There was no generator U.S.E.P.A. identification number on the manifest.

We accepted this material on the premise that Burry - L.U. Inc. would get an EPA identification number as soon as possible. Our Mark Swanek had a phone conversation with you and indicated phone # 800-424-9346 to get the particulars for obtaining an ID number. You were to give it to us as soon as you got it.

We need this number in order to comply with government regulations and to date we have not received it. It is equally important for you to obtain this number. Please give us the ID number, immediately, that we may complete our records for reporting purposes.

Very truly yours,

*James Goodkin*  
JAMES GOODKIN  
Director, Technical Services

cc: ✓ US Environmental Protection Agency  
Region II  
Solid Waste Program  
26 Federal Plaza  
New York NY 10278

bcc: Roger Shadow  
Pete Leonardis  
Curt Johnson

RECEIVED  
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MAY 21 3 20 PM '81  
ENVIRONMENTAL PROTECTION  
AGENCY  
NEW YORK, N.Y. 10007

JG/jf



**Browning-Ferris Industries**  
CHEMICAL SERVICES, INC.

20 MAY 1981

ADMINISTRATIVE OFFICE  
714 DIVISION ST. / P. O. BOX 950  
ELIZABETH, N.J. 07207  
(201) 352-3987

May 18, 1981

John Stefleck, General Manager  
Burry - L.U. Inc.  
963 Newark Avenue  
Elizabeth NJ 07208

re: E.P.A. Identification Number

Dear Mr. Stefleck:

On April 9, 1981 we received a shipment from Burry - L.U. Inc., of a mix of sand, fuel and water under N.J. Manifest # NJ0025521 and under BFI approval # 12984. There was no generator U.S.E.P.A. identification number on the manifest.

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Very truly yours,

JAMES GOODKIN  
Director, Technical Services

cc: ✓ US Environmental Protection Agency  
Region II  
Solid Waste Program  
26 Federal Plaza  
New York NY 10278

bcc: Roger Shadow  
Pete Leonardis  
Curt Johnson

JG/jf

PAS  
MAY 21 3 21 PM '81  
ENVIRONMENTAL PROTECTION AGENCY  
NEW YORK, N.Y. 10007



## UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

DATE: 14 MAY 1981

SUBJECT: RCRA Notification Forms

FROM: Wendy J. Fodge, Attorney *WJF*  
Office of Regional CounselTO: Harry Ruisi  
Permits Administration BranchPERMITS ADMINISTRATION BRANCH  
REGION II  
MAY 18 2 46 PM '81  
ENVIRONMENTAL PROTECTION  
AGENCY  
NEW YORK, N.Y. 10007

I am returning to you the following RCRA Notification forms:

<u>Applicant</u>	<u>Confidentiality Control Number</u>
AVX Ceramics	R-00001
RSR Corp. of NJ	R-00002
Browning-Ferris Ind. of NY	R-00003
BFI Chemical Services, Inc.	R-00004
Browning-Ferris Ind. of Elizabeth, NJ	R-00005
BFI Chemical Services, Inc.	R-00006
BFI Chemical Services de Caribe	R-00007
BFI Chemical Services Inc.	R-00008
General Foods Corp.	
Maxwell House Division	R-00009
BFI Chemical Services, Inc.	R-00010

Pursuant to 40 CFR §2.205(f), each one of the above applicants received a Regional Counsel's Determination in which all requests for confidentiality were denied. The ten working day time period for appeal has passed and these documents may now be retained in your public files.

Attachments

LAB  
MAR 13 3 38 PM '81  
ENVIRONMENTAL PROTECTION  
AGENCY  
NEW YORK, N.Y. 10007

PS Form 3811, Jan. 1976

SEI : Complete items 1, 2, and 3.  
Add your address in the "RETURN TO" space on reverse.

1. The following service is requested (check one.)  
☒ Show to whom and date delivered.....  
☐ Show to whom, date and address of delivery.....  
☐ RESTRICTED DELIVERY  
Show to whom and date delivered.....  
☐ RESTRICTED DELIVERY.  
Show to whom, date, and address of delivery.\$

(CONSULT POSTMASTER FOR FEES)

2. ARTICLE ADDRESSED TO:  
U.S. Environmental Protection Agency  
Region II, Information Service Center  
26 Federal Plaza  
New York, NY 10007

3. ARTICLE DESCRIPTION:  
REGISTERED NO. CERTIFIED NO. INSURED NO.  
255082

(Always obtain signature of addressee or agent)

I have received the article described above.  
SIGNATURE ☐ Addressee ☐ Authorized agent  
W. Orango

DATE OF DELIVERY NOV 24 1980

POSTMARK  
NOV 24 1980  
CLERK'S INITIALS

4. ADDRESS (Complete only if requested)

5. UNABLE TO DELIVER BECAUSE:

PS Form 3800, Apr. 1976

255082

RECEIPT FOR CERTIFIED MAIL  
NO INSURANCE COVERAGE PROVIDED—  
NOT FOR INTERNATIONAL MAIL  
(See Reverse)

SENT TO  
U.S. Environmental Protection Agency  
STREET AND NO.  
Region II, Information Service Center  
P.O. STATE AND ZIP CODE  
26 Federal Plaza, NY, NY 10007

POSTAGE \$ 67

CONSULT POSTMASTER FOR FEES		
OPTIONAL SERVICES	CERTIFIED FEE	40
	SPECIAL DELIVERY	
	RESTRICTED DELIVERY	
	RETURN RECEIPT SERVICE	45
	RETURN RECEIPT SERVICE	

TOTAL POSTAGE AND FEES \$192

POSTMARK OR DATE  
NOV 19 1980



February 13, 1981

Permits Administration Branch  
U.S. Environmental Protection Branch  
Region II  
26 Federal Plaza  
New York, New York 10278

Dear Mr. Morales-Sanchez

The notification referred to in your February 9, 1981 letter was made in our corporate name. As a result your agency issued an "Acknowledgement Of Notification Of Hazardous Waste Activity" form. The number given was NJD 058117979 (A photocopy of the document is attached).

Therefore please cancel registration number NJT000009787 which somehow was listed with my personal name.

If you have any questions or need additional information, please write me.

Sincerely yours,

Peter A. Leonardis  
District Manager

PAL/dh

*file*

RECEIVED  
MAR 2 5 17 PM '81  
ENVIRONMENTAL PROTECTION  
AGENCY  
NEW YORK, N.Y. 10007





UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION II

26 FEDERAL PLAZA

NEW YORK, NEW YORK 10278

February 9, 1981

NJT000009787

LEONARDIS PETER A

PO BOX 508  
ELIZABETH

NJ 07207

Dear Sir:

The United States Environmental Protection Agency (EPA) regulates the handling of hazardous wastes under the Resource Conservation and Recovery Act (RCRA) 42 U.S.C. §6901 et seq. Under Section 3010 of RCRA, 42 U.S.C. §6930, parties handling certain quantities of hazardous wastes (these wastes are characterized and listed in regulations which were published in the Federal Register of May 19, 1980, 45 FR 33084 et seq. and July 16, 1980, 45 FR 47832 et seq.) are required to notify EPA of their activities. Facilities handling wastes defined by the May 19, 1980 regulations were required to notify by August 18, 1980. Facilities handling wastes defined by the July 16, 1980 regulations were required to notify by October 14, 1980. We have not yet received a notification from you or your company.

Section 3007 of RCRA, 42 U.S.C. §6927, allows EPA to request certain information of parties who handle hazardous wastes. Based upon information available to this Agency, we believe that you or your company handles such hazardous wastes. Therefore, in order to determine the extent of your hazardous waste activity, and to determine whether you should have notified EPA pursuant to §3010, we require that you answer the questions posed below. Your reply should be completed and signed by a responsible official of your firm and returned to us within 21 days of the date of this letter. If you have already notified EPA of your hazardous waste activity, please respond, indicating your prior notification and listing your EPA Identification Number, if available.

Please answer the following questions:

- 1) Do you handle any "hazardous wastes," as this term is defined in RCRA and the regulations promulgated under RCRA (regulations published in the Federal Register on May 19, 1980; July 16, 1980; October 30, 1980; November 12, 1980; November 17, 1980 and November 25, 1980)?
- 2) If you do handle such wastes, what is the greatest quantity of hazardous wastes that you handle in any one month?
- 3) If you do handle any hazardous wastes, please identify them by type, characteristics, components, or by the process that produces these wastes.
- 4) How do you handle these wastes (i.e. do you generate, transport, treat, store or dispose of them)?

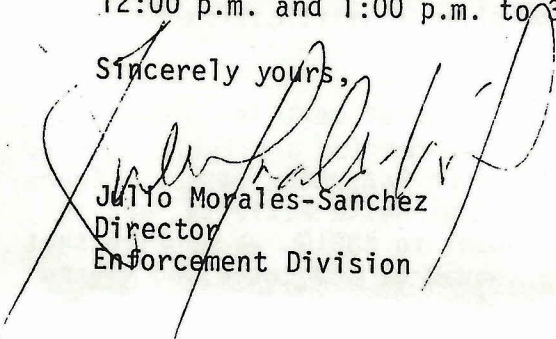
Your response to this letter should be sent to:

Permits Administration Branch  
U.S. Environmental Protection Branch  
Region II  
26 Federal Plaza  
New York, New York 10278

Your failure to respond to this letter in a timely manner may subject you to the initiation of enforcement action under Section 3008 of RCRA, 42 U.S.C §6928. Such enforcement action may include the assessment of substantial penalties for continued non-compliance.

Your response to this letter does not constitute notification under RCRA. Such notification must be made by filling out EPA Form 8700-12. If you need this form, please request it with your response. If you have any questions on the contents of this letter or desire a notification package, please contact the EPA Permits Administration Branch of 26 Federal Plaza, New York, New York 10278. Telephone calls to (212) 264-7306 may be made between the hours of 10:00 a.m. to 12:00 p.m. and 1:00 p.m. to 3:00 p.m., Monday through Friday.

Sincerely yours,



Julio Morales-Sanchez  
Director  
Enforcement Division



ACKNOWLEDGEMENT OF NOTIFICATION  
OF HAZARDOUS WASTE ACTIVITY

This is to acknowledge that you have filed a Notification of Hazardous Waste Activity for the installation located at the address shown in the box below to comply with Section 3010 of the Resource Conservation and Recovery Act (RCRA). Your EPA Identification Number for that installation appears in the box below. The EPA Identification Number must be included on all shipping manifests for transporting hazardous wastes; on all Annual Reports that generators of hazardous waste, and owners and operators of hazardous waste treatment, storage and disposal facilities must file with EPA; on all applications for a Federal Hazardous Waste Permit; and other hazardous waste management reports and documents required under Subtitle C of RCRA.

EPA I.D. NUMBER

NJD058117979

Mr. Stephen L. Thomas, Vice President  
Browning-Ferris Industries of Elizabeth,  
New Jersey, Inc., P. O. Box 508  
Elizabeth, New Jersey 07207

INSTALLATION ADDRESS





# Browning-Ferris Industries, Inc.

FANNIN BANK BLDG. • P.O. BOX 3151 • HOUSTON, TEXAS 77001 • (713) 790-1611

WILLIAM A. SPEARY, JR.  
Environmental Counsel

CERTIFIED MAIL #255082  
RETURN RECEIPT REQUESTED

November 19, 1980

U. S. Environmental Protection Agency  
Region II  
Information Service Center  
26 Federal Plaza  
New York, N.Y. 10007

MAR 13 3 38 PM '81  
U.S. ENVIRONMENTAL PROTECTION  
AGENCY  
NEW YORK, N.Y. 10007

RE: Hazardous Waste Management Facility RCRA Permit Application

Gentlemen:

In accordance with the regulations promulgated pursuant to Section 3005 of the Solid Waste Disposal Act, as amended by the Resource Conservation and Recovery Act, (42 U.S.C. 6901, et seq.), (40 CFR Parts 260-265 and 122-124), there is hereby submitted the enclosed "Part A Application for A Hazardous Waste Permit" (United States Environmental Protection Agency Forms 3510-1 and 3510-3) (hereinafter referred to either collectively as "Permit Application" or separately as "Permit Application Form 1" or "Permit Application Form 3") on behalf of the persons identified in Item VIII of each enclosed Permit Application (hereinafter referred to as "Permit Applicant"). These Permit Applications are being filed for those facilities which the Permit Applicant owns or operates within your Region and which fall into the classification of "hazardous waste management facilities" (hereinafter referred to as "HWMF's") for which a permit from your Agency is required.

To the best of our knowledge, "Hazardous Waste Activity Notifications" (U.S. Environmental Protection Agency Form No. 8700-12) have previously been filed with respect to each of these HWMF's. Where the Permit Applicant has been designated a U.S. EPA Hazardous Waste Identification Number (hereinafter referred to as "U.S. EPA I.D. Number"), it has been included in the Permit Application. However, in some cases these facilities have been unable to obtain designation of these numbers. In those latter cases, Permit Applications are being submitted without U.S. EPA I.D. Numbers. This is unfortunate. However, we believe that each Permit Applicant can document good faith efforts to have your Agency designate these numbers, both in writing and over the phone. Should your office receive a Permit Application without such a number and for which a Hazardous Waste Activity Notification has not been received, I would appreciate your contacting me immediately at the phone number set forth in the last paragraph.

In accordance with Section 5 (b) (4) of the Freedom of Information Act, [5 U.S.C. 552 (5) (b) (4)], and 40 CFR Part 2, Subpart B, and on behalf of each Permit Applicant, it is requested that you retain this information on a confidential basis. In response to the questions contained on page 3-1 of Permit Application Form 3, the following information is submitted.

1. "Which portions of the information do you claim are entitled to confidential treatment?" The Permit Applicant believes that all the information contained in Items III - VI of Permit Application Form 3 is confidential.
2. "How long do you want this information treated confidential?" The Permit Applicant wants the information to remain confidential until such time as the U.S. EPA is notified that the facility for which the Permit Application is filed has been permanently closed.
3. "What measures have you taken to guard against undesired disclosure of this information to others?" The Permit Applicant is engaged in the commercial hazardous waste disposal business and as a consequence, it believes the information contained in Items III - IV of Permit Application Form 3 is tantamount to a customer list. Also, the information in V - VI may reveal proprietary treatment and disposal techniques. Therefore, if that information is disclosed to the public, competitors would have an unfair competitive advantage. The Permit Applicant has a strict company policy against any such disclosure of its customer lists and treatment/disposal techniques.
4. "To what extent has the information been disclosed to others, and what precautions have you taken in connection with that disclosure?" Customer lists are disclosed as necessary to sales personnel needing to know, and to management personnel of the Permit Applicant. Treatment techniques, etc. are also disclosed to HWMF personnel on a need-to-know basis only. Confidentiality of this information is protected through various means, including restrictions on access, limited copies, and through contractual confidentiality covenants contained in each employment contract.
5. Has U.S. EPA or any other Federal Agency made a pertinent confidentiality determination? No. (Confidentiality of similar information was requested in conjunction with submittal of the Hazardous Waste Activity Notifications filed for these HWMF's on August 18, 1980. No confirmation has been received regarding any determination with respect to these requests.)
6. Will disclosure of the information be likely to substantially harm your competitive position? If so, what would the harm be, and why should it be viewed as substantial? What is the relationship between disclosure and the harm? Again, the Permit Applicant is engaged in the commercial hazardous waste disposal business and as a consequence, believes that any disclosure of the information contained in Items III - VI of the Permit Application Form 3 would be tantamount to disclosure of a customer list, etc. If through public disclosure of that information, competitors are able to obtain information regarding the Permit Applicant's customers, then those competitors could (and the Permit Applicant believes would) seek to solicit the disposal

November 19, 1980

Page 3

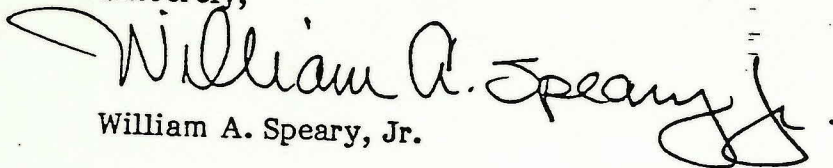
business of those customers. Further, the Permit Applicant's major competitors could use the public disclosure of the information contained therein to develop a scheme for tracking any of the Permit Applicant's future marketing and HWMF development strategies. As a consequence, each Permit Applicant believes its ability to compete vis-a-vis its competitors would be severely hampered by such disclosures, which could substantially affect its business.

For the reasons stated, each Permit Applicant believes that it is entitled to have the information contained in Items III - VI of the Permit Applications retained by the U.S. EPA on a confidential basis.

It is understood that upon receipt of the Permit Application, U.S. EPA will review each application to determine whether or not it conforms to the "interim status" requirements set forth in Section 3005(e) of the Solid Waste Disposal Act and will make a determination whether or not such facility does qualify for "interim status". We would appreciate being notified of this determination as soon as possible. Specifically, we would request that we be properly served with notice of any adverse decision in a manner and within sufficient time as to conform with the requirements of Section 9 of the Administrative Procedures Act. (5 U.S.C. 558.)

If you require any additional information, please contact either the undersigned or Mr. Jim Scheline, on behalf of the Permit Applicant, at P. O. Box 3151, Houston, Texas 77001, telephone (713) 790-1611.

Sincerely,



William A. Speary, Jr.

WAS/hh